

June 25, 2019

**VIA ECFS**

Ms. Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12th Street, SW  
Washington, DC 20554

**Re:   *Petition of USTelecom for Forbearance Pursuant to 47 U.S.C. § 160(c)*  
          *to Accelerate Investment in Broadband and Next-Generation Networks,*  
          **WC Docket No. 18-141****

Dear Ms. Dortch:

On June 23, 2019, WorldNet Telecommunications, Inc. (“WorldNet”) submitted an ex parte letter in this proceeding that included a declaration from Mr. David Bogaty, WorldNet’s founder and Chairman of the Board. That declaration included an electronic signature for Mr. Bogaty. The purpose of this letter is to submit a copy of the same declaration with an actual signature.

Respectfully submitted,

/s/ Richard Davis  
Richard Davis  
Outside Counsel  
WorldNet Telecommunications, Inc.

**Before the  
Federal Communications Commission  
Washington, DC 20554**

In the Matter of	)	
	)	
Petition of USTelecom for Forbearance	)	WC Docket No. 18-141
Pursuant to 47 U.S.C. § 160(c) to	)	
Accelerate Investment in Broadband	)	
and Next-Generation Networks	)	

**DECLARATION OF DAVID BOGATY**

1. My name is David Bogaty. I am the founder and Chairman of the Board of WorldNet Telecommunications, Inc. (“WorldNet”).
2. I am providing this declaration in response to the claims of the Puerto Rico Telephone Company, Inc. (“PRTC”) that UNE and resale competition in Puerto Rico is “irrelevant” and that forbearance from UNE and resale obligations will not have any materially adverse impact on Puerto Rico.
3. In my experience, UNE and resale competition has played, and continues to play, a very important role in Puerto Rico and forbearance from these obligations will have a materially negative impact on Puerto Rico, especially in these extraordinarily challenging economic times.
4. WorldNet does not operate on the same scale as companies like PRTC. But, through UNEs and resale, WorldNet has been able to provide tailored, flexible, and innovative services to small- and medium-sized business customers.
5. As some of these customers have shared in letter testimonials that WorldNet has shared in this proceeding, many of the services that WorldNet provides via UNEs and resale are exactly what small- and medium-sized Puerto Rico business want. In my experience, in the current economic climate of Puerto Rico, many Puerto Rico businesses do not need and are not

looking for the extraordinary bandwidth and speeds of fiber-based technologies. They are looking for right-sized, functional, reliable, and affordable telecommunications services – services that WorldNet has been able to provide and tailor to this demand by using UNE and resale. Moreover, with the recurring threat of hurricanes, some Puerto Rico customers, like hospitals and other emergency service providers, specifically want copper-based services so that their services still function during power outages. And, for other Puerto Rico customers, especially in rural areas, copper-based services are their only realistic option.

6. This is not to say that all Puerto Rico business are not looking for the service capabilities only offered through fiber-based technologies. Some are, and, in those cases, WorldNet is actively looking to leverage its UNE and resale customer base to invest in and extend those technologies where appropriate demand exists. Without UNEs and resale, however, such investments would be a much more difficult undertaking for us.

7. Overall, in my experience, there has been, and continues to be, a very real and important market demand and place in Puerto Rico for the services that WorldNet provides using UNEs and resale. WorldNet has actively tried to secure its service to this market by inviting PRTC to propose, and, actively proposing to PRTC, commercial arrangements for WorldNet's continuing access to the facilities that WorldNet is now using as UNEs and for resale. PRTC has rebuffed these efforts, summarily refusing WorldNet's proposals and declining to make its own offer of commercial terms for these facilities.

8. In light of all of this, it is my sincere belief that, by eliminating UNEs and resale in Puerto Rico, the Commission would be irreparably harming Puerto Rico businesses that are critical to Puerto Rico's efforts to both recover from the 2017 hurricanes and to climb out of the historically bad economic conditions that now exist in Puerto Rico.

I declare under penalty of perjury that the foregoing statements are true and correct to the best of my information and belief.



---

David Bogaty

June 23, 2019